

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BRIT AUGBORNE, III,

Plaintiff,

VS.

WARDEN BYRNS, *et al.*,

Defendants.

Case No.: 2:18-cv-02379-GMN-DJA

ORDER

Pending before the Court is the Report and Recommendation, (ECF No. 39), of United States Magistrate Judge Daniel J. Albregts, which recommends dismissing the case.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s report and recommendation where no objections have been filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (See Min. Order, ECF No. 39) (setting a July 8, 2022, deadline for objections).

Accordingly,

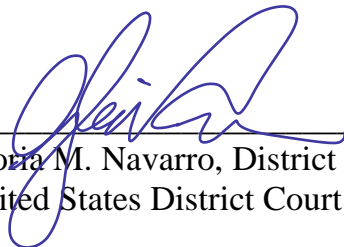
IT IS HEREBY ORDERED that the Report and Recommendation, (ECF No. 39), is

1 **ADOPTED in full.**

2 **IT IS FURTHER ORDERED** that the Motion for Summary Judgment, (ECF No. 27),
3 is **DENIED as moot.**

4 The Clerk of Court shall close the case accordingly.

5 Dated this 12 day of July, 2022.

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9 Gloria M. Navarro, District Judge
10 United States District Court
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